

ADAM J. FISHBEIN, P.C.

ATTORNEY AT LAW

483 Chestnut Street
Cedarhurst, New York 11516

Telephone (516) 791-4400
Telecopier (516) 791-4411

May 4, 2012

VIA ECF

The Honorable Steven M. Gold
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

**RE: Lowenbein v. Berman
11 CV 1293 (DLI) (SMG)**

Dear Magistrate Judge Gold:

I represent the plaintiff in the above matter. The Court has ordered a status report to be filed by today. Upon further consideration, we intend to file an application for default and also append a proposed judgment for statutory damages, attorney's fees and costs. I would intend to file this application within one week.

Thank you for the Court's consideration of the foregoing.

Yours faithfully,

/s/

Adam J. Fishbein